

A BILL

FOR AN ACT TO ADD TO AND AMEND CHAPTERS 4 AND 5 OF THE CODE IN RELATION TO INSURANCE OTHER THAN LIFE, AND TO AMEND SECTIONS 1742 AND 1744 OF THE CODE.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. That no more shall be assessed or collected by the assurer on any note or
2 notes, for any part or the whole, of the premium for insurance, whether the loss be partial or
3 total, and whether the policy is canceled or continued in force, than might have been assessed
4 or collected had no loss occurred, anything in the policy to the contrary notwithstanding.

Sec. 2. That in case of total or partial loss, if any insurance company shall give notice or
2 elect to submit the value of the property insured or the sum of any loss or injury assured
3 against, to be determined by appraisement or arbitration, such insurance shall thereby be
4 estopped from contesting or denying its liability to pay the loss or injury, any provision in
5 the policy to the contrary notwithstanding.

Sec. 3. That in case any person assured against loss shall in due time give defective or
2 insufficient notice or proofs of loss to the company, its agent, or solicitor who acted for the
[3 assurer in soliciting the insurance, and such company shall fail to give the assured or his
4 agent notice within a reasonable time of such defects and insufficiencies, the company shall
5 be thereafter estopped from setting up such defects or insufficiencies, and such notice and
6 proofs shall be of the same effect as if in strict compliance with the policy and the law, any
7 provison in the policy to the contrary notwithstanding.

Sec. 4. That section, seventeen hundred and forty-two (1742) of the code is hereby
2 amended by inserting in the twelfth line thereof, immediately after the word "association,"
3 the words, "its agent or solicitor who acted for the assurer in soliciting the insurance;" and
4 that section seventeen hundred and forty-four (1744) of the code is hereby amended by
5 inserting in the sixth line thereof, immediately after the word "company," the words, "its
6 agent or solicitor who acted for the assurer in soliciting the insurance."

Sec. 5. This act being deemed of immediate importance shall take effect and be in force
2 from and after its publication in the Iowa State Register and Des Moines Leader, newspa-
3 pers published at Des Moines, Iowa.